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FILED FOR THE COURT

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

UNITED STATES OF AMERICA,	)	No. CR 10-00824-DLJ
	)	
Plaintiff,	)	STIPULATION AND []
v.	)	ORDER CHANGING STATUS HEARING
	)	FROM JULY 26, 2012, AT 9:00 A.M. TO
ALEX CHAVEZ,	)	AUGUST 23, 2012 AT 9:00 A.M. AND
	)	EXCLUDING TIME FROM JULY 26,
Defendant.	)	2012 TO AUGUST 23, 2012

The defendant ALEX CHAVEZ, represented by Sam J. Polverino, Esq., and the government, represented by Thomas A. Colthurst, Assistant United States Attorney, respectfully request that the that the July 26, 2012, status hearing for ALEX CHAVEZ be rescheduled to August 23, 2012, at 9:00 a.m., and that a time exclusion order be issued that would exclude time under the Speedy Trial Act from July 26, 2012, to August 23, 2012, to permit the parties the reasonable time necessary for effective preparation.

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US v. Plancarte, CR 10-00824-DLJ  
Stipulation and [] Order re Status Hearing

1 SO STIPULATED:

2 Dated: July 20, 2012

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/S/  
Thomas A. Colthurst  
Assistant United States Attorney

4 Dated: July 20, 2012

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/S/  
Sam J. Polverino, Esq.  
Attorney for Defendant

7 **ORDER**

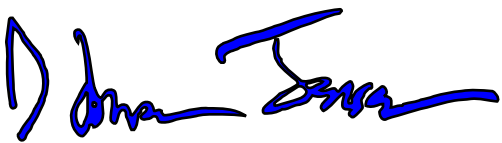
8 Based upon the stipulation of the parties, and for good cause shown, IT IS HEREBY  
9 ORDERED THAT the status hearing in this case be rescheduled from July 26, 2012, at 9:00 a.m.  
10 to August 23, 2012 at 9:00 a.m.

11 For good cause shown, the Court further finds that failing to exclude the time between  
12 July 26, 2012 and August 23, 2012, would deny counsel the reasonable time necessary for  
13 effective preparation, taking into account the exercise of due diligence. 18 U.S.C. §  
14 3161(h)(7)(B)(iv). The Court further finds that the ends of justice served by excluding the time  
15 between July 26, 2012 and August 23, 2012, from computation under the Speedy Trial Act  
16 outweigh the best interests of the public and the defendant in a speedy trial.

17 Therefore, IT IS HEREBY FURTHER ORDERED that the time between July 26, 2012  
18 and August 23, 2012, shall be excluded from computation under the Speedy Trial Act. 18  
19 U.S.C. § 3161(h)(7)(A) and (B)(iv).

20 IT IS SO ORDERED.

21 DATED: July 25, 2012

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THE HONORABLE D. LOWELL JENSEN  
United States District Judge